ARCHBALD WROTE : TO CULM BUYERS

Business Associate Carried Judge's Letters of Introduction.

ON COURT STATIONERY

Defence in Impeachment Proceedings to Try to Show Conspiracy.

AN ATTACHMENT ISSUED

Scranton Witness Refused to Appear on Subpæna, and Then Did.

WASHINGTON, Dec. 5 .- The Senate sitting as a court in the impeachment trial of Judge Robert W. Archbald of the United States Commerce Court, found it ssie an attachment for a witness. J A. the Senate. Chairman Clayton, on the part of the House managers, announced | tests. that information had come to the manto Washington by process.

This witness was not here yesterday and has not yet appeared to-day," said Chairman Clayton. "I now ask that DEFENDANT CONTRADICTS an attachment be issued to bring this

The deputy sergeant at arms, James Julian, who had subpænaed Mr. Rittenhouse, was sworn as a matter of forn and testified that he had served Rittenhouse personally. It turned out later was to this officer of the Senate that Rittenhouse made the statemen that he would not come to Washington unless brought here by an attachment.

Just before the trial adjourned a 6 o'clock this evening Chairman Claytor arose and announced that the refractory ritness was outside in the Senate corridor He asked that the sergeant at arms bring him before the President of the Senate.

When Rittenhouse appeared he looked far from belligerent. He was, on the contrary, a benevolent looking gentleman of middle age who bore all the marks of a prosperous business man. Senator Bacon, resident pro tem., admonished the wit ess that he must not again leave the immediate jurisdiction until

senate's immediate jurisdiction until accused.

It developed that some of Mr. Rittenhouse's friends in Washington learned last night that an attachment was to be issued to-day for him and wired advising him to come in a hurry. He arrived in Washington before the officer started to bring him.

peared in this proceeding as the principal prosecuting witnesses. He did not suc-ceed in getting the note discounted. Representative Webb asked Williams if he had ever told the Bolands after refusal to discount the note that they given the accommodation at they would not have lost a certain it then pending before Judge Archbald.
Williams asserted he never said this.
'Did you go to Judge Archbald's office
Scranton immediately after you were subtromaed to appear before the Judiciary Committee of the House?"

Yes, sir," was the reply.
Why did you go there?" demanded

I think it was the natural thing for m to Judge Archbald at once and tell what was going on." replied the old What did Judge Archbald say to you he you saw him?"
He told me to tell the truth and let the

consequences go where they will."
"But why a you go to see Judge Archbaid as soon as you were subpenaed," persisted the House inquisitor. "I went there to get money to come re," replied the witness without the ghtest hesitation. Later he explained that Judge Archbald

retused to give him the money, but told im he would buy him the ticket to Wash-maton, which he did the following day e railroad station in the presesnce of ral persons

he witness on direct examination told Senate that having obtained an op-on a culm pile after Judge Archbald had interceded for him with an officer of the Erie Railroad he, Williams, tried to sell it first to Charles P. Conn of the Laurel line electric road, who refused to buy hecause he thought the title was bad. Then he tried to sell it to Thomas Jones and later made an agreement to sell to a Mr. Bradley. In each of these efforts the wittness admitted he carried a letter of introduction from Judge Archbald and these letters were all written on the stationery of the United States Commerce Court. interceded for him with an officer of

"If this investigation had not come for

two days more, said the witness, "I would have sold the culm and got the

Villiams insisted that Judge Archbald not know he had been negotiating

with Bradley.

Didn't you tell Judge Archbald you were negotiating with Bradley?" inquired Representative Webb.

"I never told him, but I meant to give him half of the proceeds all right," said the witness. "I did not mean to cheat him: I am not that kind of a man."

The House managers tried to emphasize the point that Judge Archbald's name was kept out of the Bradley transaction while it had been frequently mentioned in the former deals because there was a rumor affoat in Scranton that Government agents were already investigating.

photographed, he said, without his knowledge before it was delivered to the man to whom it was addressed.

Williams denied that he had any knowledge of the contents of an agreement for the saile of the culm bank in which Judge Archbald was referred to as the "silent party." He was shown the document with his signature attached to it and asked if it was his signature.

"Yes," replied the witness, "but where did they get it?"

When asked about the identity of one of the parties to a culm transaction the witness pointed to the gallery and exclaimed:

"There is your man, upstairs."

witness pointed to the gallery and exclaimed:

"There is your man, upstairs."

The defence apparently intend to raise the contention that Judge Archbald is the victim of a conspiracy engineered by the Bolands, coal dealers of Scranton, because of an adverse decision rendered by Archbald.

William A. May, general manager of the Hillside Coal Company, a subsidiary of the Eric Railroad, testified he was influenced to give the option to Williams by the intervention of Judge Archbald not merely because he was a Federal Judge but because of Judge Archbald's high standing as a citizen. May also proved a reluctant witness, manifestly disposed to protect Judge Archbald.

MUSIC IN A ROBBERS' CAVE.

Boys Loot Instrument Store and Make Sweet Discord in Dagout.

A mighty outburst of cacophony oming from a vacant lot at Logan street and Atlantic avenue, Brooklyn, smote the sensitive ear of Detective Walter Simmes yesterday.

Investigation revealed two snare drums, a violin, two cornets, a tromecessary to-day for the first time to bone, a flute and a banjo yielding up discord in the hands and mouths of Entenhouse of Scranton had failed to four small boys who sat in a cave they appear in response to the subpæra of had dug, having a good time with the instruments despite neighborly pro-

The boys were taken to the Liberty been stolen from his music store.

Says Union President Told Him to Watch Policemen Seeking Explosive.

INDIANAPOLIS, Dec. 5. Murray L. Pen nell of Springfield, Ill., a defendant in the "dynamite plotting" case, took the witness stand in his own behalf this after-

ontinue.

In a letter to McNamara the witness referred to explosives at Steubenville and Beaver and said "the places were a hundred feet without getting run out of town." In explanation he said some men had come to Pittsburg and told him about conditions at the two places. The witness had written a letter to McNamara telling him about the Van-dorn Iron Works having a contract for the erection of the workhouse at Pitts-

"The best way to handle the Vandorn company when they kick over the traces is to handle them the way Cleveland did, McNamara had written to Logleitner. There has been considerable testimon in the case concerning the Cleveland "reign of terror" during which frequent and repeated assaults were made on the men employed by the Vandorn concern works and other open shop contractors.

WOMAN FIGHTS BOY ROBBERS.

Try to Snatch \$2,000 Handbar

on Morningside Drive. Three small boys who hid in the shadow of an apartment house at 44 Morningside Drive almost got a handbag containing fewelry valued at \$2,000 from Mrs. John S. Olney as she left the building a few minutes before 8 o'clock last night.

Mrs. Olney's screams as she fought with the boys for the possession of the bag attracted Detectives Flynn and Con-

TWENTY RANCHES RAIDED.

husband is a cotton broker

Many Mexicans Joining Rebels Take Part in Looting.

WASHINGTON, Dec. 5 .- Attracted by opportunities for looting, many Mexicans are joining rebel bands in the State of said Durango, according to State Department despatches to-day. It is reported that more than twenty ranches have been raided within the last week and at each one everything of value was either destroyed or carried off by the rebels.

A rebel force of 200 captured and sacked the town of San Juan Del Rio, fifty miles north of Durango City on the night of December 3. The Federal garrison,

CALLED BY GRAND JURY

Prisoners-Perhaps Morse

Hyde, Working on His Case, Is Impatient Because of the Delay.

prison or who have held that post within the last five years. It was disclosed that an investigation into the attitude of the prison officials toward certain prisoners in the last four or five years will be taken up.

This follows the investigation into the reatment now being accorded to Charles H. Hyde, the question whether Deputy 'ommissioner of Correction William J Wright said or did not say certain things about a new trial for Hyde and the charge of Justice Goff to the Grand Jury on Wednesday morning.

The number of the keepers subpornaed and the fact that many of them have not been connected with the Tombs for several years were taken yesterday to mean that the treatment of a number of well known prisoners will be investigated, going back perhaps as far as Charles W. Morse, who was there in 1908. Among them would agers that this witness had said he would avenue police station, where came be Arthur P. Heinze, a Federal prisoner not appear at the trial unless brought Barrington Bannen of 3226 Fulton sent to prison for contempt, and the street, who said the instruments had late Christopher Columbus Wilson, head of the United Wireless, who was sent to Atlanta for fraudulent use of the mails

Again, there will be Joseph B. Reichmann, once president of the Carnegie convicted for making a false report; William J. Cummins chief owner RYAN IN DYNAMITE CASE report; William J. Cummins chief owner of the trust company, convicted of grand himself

In addition to these there will be Reynolds Frosbrey, a murderer now in sation among the policemen in court. Sing Sing for life, escaped from the

ness stand in his own behalf this afternoon. He denied any connection with
dynamiting and explained all his letters
to J. J. McNamara by saying that the
references in them were to organization
work. He referred in his letters to jobs
being done by the McClintic & Marshall
and the defries companies, and both were
dynamited on March 8, 1911. The crossexamination had just began when court
adjourned for the day.

Henry W. Legleipner of Pittsburg, also
a defendant, admitted he was a member
of the auditing board of the union, but
said he never had heard anything of the
said he never had heard anything of the
trial that Ryan had given instructions
to J. McNamara, nor laid he ever seen
anything of the cancelled checks.

The cross examination of the witness
brought out for the first time during the
trial that Ryan had given instructions
to Legleither and Hockin to agree to
to be the defined and the same and the same
the prison physician. The commitment
development of the content of the trial that he defined the prison physician is the stolenge of the trial that he defendants
they took nothing." It was while being
they took nothing. It was while being
pressed on cross-examination as to why
the had objected to the officers and orders whip
the had objected to the officers are agreed to the trial that work and the saw had the save being the had the prison plant the t the first witness called norms. Who was set that the man shall be by you get extended the Senate by his testimony. Williams has the most picturesque atmosphere in the history of that body. It is proper to say that he entertained the Senate and Hockins the Senate and Hockins the Senate and Hockins the Senate and Hockins the Senate and the advantage of the senate at the senate rather than instructed it, for he proved a most unsatifactory witness to the House managers who had called him. The committees of the irroworkers union and "see that the distance of the romoverers union and "see that the outset as to his efforts, acting under a last senate of the course of the course of the course of the proved a most unsatifactory witness to the irroworkers union and "see that the outset as to his efforts, acting under the outset as to his efforts, acting the cancelled checks. The court at the man shall "be by you and his had the so long as a mall ke fless the sacily and nothing else, and the acting the sacily the solicing his long activated the man shall boy by you and the sacily the proportion

Hyde spent vesterday on his case. He is known to be impatient at the delay. He believes that the Recorder took Mr. Stanehfield's motion under consideration for a week more to give the Grand Jury a chance to see him than to make up his mind on the matter. Hyde does not believe that the motion of his counsel will be sustained and he does believe that within a few hours after he receives his sentence his attorney will have obtained a rule to show cause why a certificate of reasonable doubt shall not be granted. He looks for freedom on bail as soon

GRAND JURY TO DROP POLICE.

Whatever Evidence It Has Will Be

Turned Over to Aldermen. The John Doe Grand Jury, originally summoned to investigate police matters childed by his less fiery colleagues. revealed in the Rosenthal case but now Emory R. Buckner, chief counsel for the his arms. Aldermanic committee, and with it will go Assistant District Attorney J. Robert

much to do with the case. There is a guarded intimation, howthing which will warrant an indictment

the Grand Jury will take up the cases again in the spring.

The Grand Jury was chosen soon after the daily revelations began of police connivance at murder, burglarizing and gambling. It was said at the time that in addition to the participation of Charles Becker in the graft there were other policemen and some citizens. One story given out was that a lawyer, a hotel keeper and an inspector of police were the men higher up; another was that a prominent civilian employee of the department was implicated. It was the province of the Grand Jury to investigate all those tales, and it is assumed that they the Grand Jury will take up the cases all those tales, and it is assumed that they

most sensational the Aldermanic committee began its investigation. It was reported then there might be a clash, as both Mr. Whitman and the Aldermen were determined to ascertain all the facts. It was said yesterday that when a formal question was asked whether anything had been found by the Grand Jury to warrant an indictment the answer

HARVESTER METHODS TOLD.

HOTEL MEN CLIMB AND DINE.

Members of State Association View McAlpin and Eat at Waldorf,

A dinner last night at the Waldorf-Astoria, attended by nearly 600 persons brought to an end the twenty-sixth annual meeting of the New York State investigate Treatment of Many Hotel Association, which in morning and afternoon sessions disposed of routine business and reelected all their old of-

In the early evening practically the ALSO ASSAULTS IN JAIL entire membership were the guests of the proprietors of the new McAlpin Hotel, which was inspected from top to bottom. Yesterday's meeting was the largest and most successful in the history of the association. Besides virtually every hotel man of prominence in the State, there were in attendance many from The John Doe Grand Jury issued sub-poenas yesterday for about seventy-two men who are keepers of the Tombs

twenty of his fellow members.

The diners sat down at 7:30 and it was nearly 10 before Oscar of the Waldorf had finished showing them how a real dinner is given at his hotel. Then the speechmaking began. An address by the president, John M. Glynn of the Rensselaer Hotel, Troy, and another by the toastmaster, Edward M. Tierney of the Victoria Hotel, comprised the formal speeches. Later Representative-elect Chandler of the Ninth district was called on.

on.

Those who were seated on the dais with the toastmaster were: Police Commissioner Waldo, Mayor C. F. Burns of Troy, W. W. Farley, State Excise Commissioner; Edward Lazansky, Secretary of State; William F. Schneider, County Clerk; Fred A. Reed of the Park Avenue Hotel, George C. Boldt of the Waldorf, Francis N. Bain, John C. Roth of the Great Northern Hotel, Chicago; J. Linfield Damon, Jr., of the Thorndyke Hotel, Boston; Conrad Klein, Erie, Pa., and the Rev. James B. Wasson, who delivered the invocation. the invocation

EX-DETECTIVE FAY ACCUSED.

Old Friend Says He Stole \$75 From Him in Saloon

In the prisoners' pen of the West Side court vesterday sat former Detective Sergeant Martin Fay, 65 years old, who was retired four years ago. In the cour arceny; Roberta Menges Corwin Hill was John Doyle, 50 years old, a livery Tearl, in the Tombs for a day or two stable man, who alleged that Fay stole on a charge of smuggling, and Hyde \$75 from him early Wednesday night at a table in the rear room of Burns's saloon at Fifty-fourth street and Sixth investigation of certain other incidents. avenue. Fay's presence created a sen-

Doyle told Magistrate Butts that he Tombs and two keepers were dismissed and Fay went to the Sixth avenue saloon for that. They have been subported and sat at a table in the rear room. They and will be questioned. Somebody threw had a few drinks and out of a roll of \$7 an iron skillet at Red Phil Davidson, who Doyle paid. When he felt for his money

GOV. BLEASE AGAIN SHOUTS

Cries "To Hell With the Consti tution!" and Many Women Leave Hall.

RICHMOND, Va., Dec. 5 .- Cole L. Blease, Governor of South Carolina, defended his doctrine of lynching negroes guilty of attacking women with such vividness of vocabulary and remarkable emphasis at the conference of Governors here to-day that many women present got up and left before the Governor was half through. He was later

Blease was asked by Gov. Carey of being used to investigate the Tombs, Wyoming if he didn't swear to protect will not resume its police inquiry. Every- colored men as well as white men when thing so far found will be turned over to he took office. He jumped up waving

"I will answer that question," he shouted, "and I hope the newspaper Rubin, Mr. Whitman's aide, who had men will get it right, for in my campaign in South Carolina they that I am a fighter and a cold blooded ver, that if Mr. Buckner discovers any-fighter. I answered upon the rostrum in South Carolina that when the Constitution of my State steps between me

the fire eating executive was told that among the women who had left were wives of prominent politicians and visiting Governors he guieted down

Gov. Shafroth of Colorado said that a Governor ought to enforce laws whether ne approves of them or not, and Gov Gilchrist of Florida said that Gov. Blease ought to have consideration for other people. Gov. Mann said that if there was a lynching in his State he would call out the militia.

SPARKS FROM THE TELEGRAPH.

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tion depends on the quality of the materials and workmanship. Our Suits and Overcoats are made with the greatest care from fabrics of proven merit

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\$18 to \$50 \$18 to \$75

Astor Place & Fourth Avenue

JEROME WON'T SUM UP; **ERLANGER CASE HALTS**

Court Holds Theatre Man's

It was written in connection with other litigation after the alleged "blackmailing" visit of Steuer to the Klaw & Erlanger office.

Jury First.

It was written in connection with other litigation after the alleged "blackmailing" visit of Steuer to the Klaw & Erlanger office.

Mr. Klawwas asked if he had signed the

up last. Then he adjourned court until this morning without a further ruling. PRAISE OF LYNCHING MOBS The chief witness of the day was Mr. Erlanger, who was called in rebuttal. The chief witness of the day was Mr. Tuesday. Mr. Erlanger denied statements by Miss St. Clair that he had paid her \$75 a week

during rehearsals and when she was not playing. When his attorney asked if he ever gave her any money he said: 'Yes, I made her presents of money from time to time."

*How often did you hand or cause be handed money to Miss St. Clair?" . Well, I gave her money at Christmas ime between 1900 and 1905." "Did the sum each year amount to the

salary she would have received if she had been working?" amounted to more than \$1,000. In justice to Miss St. Clair I will say that she never

demanded a cent from me. Miss St. Clair's attorney objected to his statement and it was stricken out. What was the greatest sum you ever

handed her in one year?"

"Not over \$200."

"Not over \$200."

Mr. Erlanger then denied nearly all the testimony of Max D. Steuer, attorney for Miss St. Clair, concerning the incidents leading up to the execution of the contract to pay the actress \$25,000 in ten yearly instalments, only one of which was ever paid. He denied that he promised in 1903 to employ Miss St. Clair for life because she promised to go to the Shuberts, and also insisted that her testimony that he refused to employ her longer at the request of Miss Elphye Snowden, corespondent in Mrs. Erlanger's divorce case, was false.

The opposing lawyers had a warm argument over Mr. Jerome's effort to put into evidence a letter written by Mr. Steuer to Mr. Erlanger six weeks after the agreement sued upon was executed. Mr. Mooney objected to it because it was written subsequent to the contract, but Mr. Jerome wanted it in the record because, he thought, it showed a change of heart on the part of Lawyer Steuer after the contract was drawn. He said that the letter impeached Steuer's good faith as to the contract, because Miss St. Clair was referred to only to as "she."

"Letters pertaining to honest contracts burden in New Jersey.

"Letters pertaining to honest contracts and for a term member of the State Democratic committee. He is well known about the courts.

"REFINED" BURGLAR CAPTURED.

Hones in New Jersey.

"Letters pertaining to honest contracts are not written that way

are not written that way. Said Mr. Jerome
The court excluded the letter.
On cross-examination Mr. Erlanger
said that the last time he handed money
to Miss St. Clair was before 1906, and
said that while she may have received
money in 1907 it was from the firm and
not from him. not from him.

Mr. Mooney tried to find out the cir-

SUBWAY AT THE DOOR-ONE BLOCK FROM BROADWAY .

name of Mrs. Henderson for "The Tele-phone Girl" in 1897. Mare Klaw, the last witness, was

called to testify concerning statements by Mr. Erlanger earlier in the day. Mr. Eralnger had denied that he wrote the letter put in evidence by the plaintiff on Wednesday in which he addressed Steuer as "Dear Mr. Steuer," and said, "I am glad to have been of service to you."

Mr. Klawwas asked if he had signed the letter and said he probably did, as he signed letters for Mr. Erlanger every day. He said he believed Mr. Erlanger dictated the letter.

Mr. Klaw was asked if the letter didn't

Erlanger Denies Friendly Letter didn't strike him as worded peculiarly, since Steuer to Steuer After "Blackmailing."

The trial of Miss Edith St. Clair's suit against Klaw & Erlanger came to a sud-the contract was arranged to the contract was supported to the contract was supported to the contract was supported to the contract was supposed to have blackmailed Erlanger a few days before.

"No. sir. It indicated that at all times to be friendly," replied Mr. Klaw was asked if the letter didn't strike him as worded peculiarly, since Steuer was supposed to have blackmailed Erlanger a few days before.

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"No. sir. It indicated that at all times to be friendly," replied Mr. Klaw was asked if the letter didn the contract was arranged.

LAWYER W. D. M'NULTY HELD ON \$2,500 THEFT CHARGE

Tammany Man Accused by Trust Company-Bigger Sums Involved.

William D. McNulty, a lawyer of 141 Broadway, was arraigned in the Tombs court yesterday charged with the larceny of \$2,524.69, and was held by Magistrate McQuade in \$5,000 bail for examination

Ex-Assistant District Attorney Francis P. Garvan, representing the Connecti-cut Trust Company of Hartford, which makes the complaint, told the court that other amounts were involved. The specific complaint covers the collection of a mortgage on March 18, 1908, from a man named Hickey when the lawyer was acting as the company's New York representative.

McNulty was arrested at his home, 71 East Ninety-second street, by Central Office Detective James Finan, complaint having been lodged at Headalary she would have received if she quarters on Wednesday night. Before commissioner Dougherty he was taxed with the transaction and with two others on December 1, 1907, involving \$4,500 and \$2,250 respectively. Then he went to the police court. It was recess time and the lawyer had to wait in the prison

and the lawyer had to wait in the prison pen among pedlers and drunken persons for the reconvening of court at 2:30 o'clock. He was represented by Alfred J Talley of 165 Broadway and the trust company by Mr. Garvan and Benedict M. Holden of 111 Broadway. "I am convinced, your Honor, that there has been a crisyous misunderstanding

Homes in New Jersey.

A burglar with refined tastes, wh has been robbing the homes of wealth residents of Tenafly and Englewood N. J., was arrested yesterday morning as he was leaving a train in the Eri terminal, Jersey City, with the loot he had gathered up on Wednesday night In the police station the man said b cumstances under which Miss St. Clair was Michael Ryan, 24 years old, at was engaged originally, and Mr. Erlanger said she was hired for the firm by Ben Teal.

"What did you say at the time?"

"What did you say at the time?"

"What did you say at the time?" Clair was Michael Ryan, 24 years old, and New York. He was held in \$1,000 ball

Ryan carried with him a book of "I didn't say anything. Mr. Teal just brought her into the office.

"What do you generally do when your managers bring people into your office? Do you simply bow?"

"Bow? Not yet. I instruct my managers."

"Bow? Not yet. I instruct my managers."

"Bow? Not yet. I instruct my managers."

"Bow? Not yet. I instruct my managers." directions for reaching the home of John D. Rockefeller in the Pocantico "Bow? Not yet. I instruct my mangrad of the state of th Hills, and the address of "Diamond Jim'

\$25 Will Buy The Overcoat You Want

Get it out of your head that twenty-five dollars is insufficient to ensure your obtaining satisfaction in an

· Just because twentyfive dollars may have been insufficient in other shops, gives you no right to tar us with the same brush.

· You cannot gauge the abilities of Jones by the inefficiency of Smith.

Twenty-five dollars invested with Saks' will give you an overcoat with more style in it than any other garment you can buy at the price.

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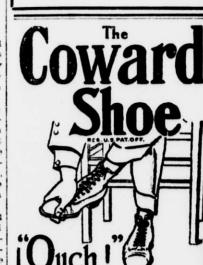
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And in fancy weave and black and Oxford Vicuna coatings, we can give you a silk lined overcoat at twenty-five dollars that is a joy to behold.

Belted and conservative models, fly front and button through effects, finished with velvet or self collars, cut and tailored with the accuracy of a watch and endowed with all the swing and snap and show and shape of a perfect style.

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chafe or bind in the wearing. Bunion comfort is yours for the asking-when you ask for the COWARD BUNION

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of his "profession." In the Wadrock home he opened several bottles of wine of old vintages. They did not appeal to him. Several packages of dillan cigarettes were likewise tried, but proved distasteful to the burgiar. also took all table silver in every house Then the same was sorted and only the

